

**UNITED STATES OF AMERICA,**


**Vs.**

**PHILLIP D. MURPHY,**

**Defendant.**

**THIS MATTER** is before the court on Defendant's Motion for Reconsideration (# 108) in which Defendant requests that the Court dismiss the Klein Conspiracy prong of Count 1 of the Indictment. As discussed at the January 15, 2014 Motions Hearing, the Court will deny the Motion without prejudice at this time. Defendant is free to raise the issue again at the close of trial.

**IT IS, THEREFORE, ORDERED** that Defendant's Motion for Reconsideration (#108) is **DENIED WITHOUT PREJUDICE**.

  
Max O. Cogburn Jr.  
United States District Judge